

1 BILL NO. R-83-08-34.

2 RESOLUTION NO. R- 60-83

3 A RESOLUTION FINDING, DETERMINING  
4 AND RATIFYING AN INDUCEMENT RESOLUTION  
5 OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION  
6 AUTHORIZING THE ISSUANCE AND SALE OF  
7 \$1,000,000.00 ECONOMIC REVENUE BONDS OF THE  
8 CITY OF FORT WAYNE, INDIANA,  
9 FOR THE PURPOSE OF INDUCING THE APPLICANT,  
10 KEKIONGA DEVELOPMENT CORPORATION  
11 TO PROCEED WITH THE ACQUISITION  
12 CONSTRUCTION AND EQUIPPING OF THE PROJECT.

13 WHEREAS, the City of Fort Wayne, Indiana, (the "Issuer") is  
14 authorized by I.C. Sec. 36-7-12 (the "Act") to issue revenue  
15 bonds for the financing of economic development facilities, the  
16 funds from said financing to be used for the acquisition,  
17 construction and equipping of said facilities, and said facili-  
18 ties to be either sold or leased to another person or directly  
19 owned by another person; and

20 WHEREAS, Kekionga Development Corporation (the "Applicant")  
21 has advised the Fort Wayne Economic Development Commission and the  
22 Issuer that it proposes that the Issuer acquire and equip an econo-  
23 mic development facility and sell and/or lease the same to the  
24 Applicant or loan proceeds of an economic development financing to  
25 the Applicant for the same, said economic development facility to  
26 be acquisition of land and existing 64,000 sq. ft. building at 1818  
27 Research Drive, Fort Wayne, Indiana, for lease to Micro Source,  
28 Inc., including costs of issuance (the "Project"); and

29 WHEREAS, the diversification of industry and an increase in  
30 200 jobs to be achieved by acquisition and construction and  
31 equipping of the Project will be of public benefit to the health,  
32 safety and general welfare of the Issuer and its citizens; and

33 WHEREAS, having received the advice of the Fort Wayne  
34 Economic Development Commission, it would appear that the  
35 financing of the Project would be of public benefit to the  
36 health, safety and general welfare of the Issuer and its

citizens; and

WHEREAS, the acquisition and construction of the facility will not have an adverse effect on any similar facility already constructed or operating in or about Fort Wayne, Indiana.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Common Council finds, determines, ratifies and confirms the promotion of diversification of economic development and job opportunities in and near Fort Wayne, Indiana and in Allen County, is desirable to preserve the health, safety and general welfare of the citizens of the Issuer; and that it is in the public interest that Fort Wayne Economic Development Commission and said Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

SECTION 2. The Economic Development Commission in recommending the project, found specifically that the project will not have an adverse competitive effect on similar facilities already constructed or operating in Allen County, Indiana, and the Common Council has also held a hearing and specifically finds that the project will not have an adverse competitive effect on similar facilities already constructed or operating in Allen County, Indiana.

SECTION 3. The Common Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds in an amount not to exceed \$1,000,000.00 of the Issuer under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of such a financing to the Applicant for such purposes will serve the public purpose referred to above, in accordance with the Act.

SECTION 4. In order to induce the Applicant to proceed

1 with the acquisition, construction and equipping of the Project,  
2 the Common Council hereby finds, determines, ratifies and con-  
3 firms that (i) it will take or cause to be taken such actions  
4 pursuant to the Act as may be required to implement the afore-  
5 said financing, or as it may deem appropriate in pursuance  
6 thereof, provided that all of the foregoing shall be mutually  
7 acceptable to the Issuer and the Applicant; and (ii) it will  
8 adopt such ordinances and resolutions and authorize the execu-  
9 tion and delivery of such instruments and the taking of such  
10 action as may be necessary and advisable for the authorization,  
11 issuance and sale of said economic development bonds.

12 SECTION 5. All costs of the Project incurred after the  
13 passage of this Inducement Resolution, including disbursement or  
14 repayment of the Applicant of monies expended by the Applicant  
15 for planning, engineering, interest paid during construction,  
16 underwriting expenses, attorney and bond counsel fees, acquisi-  
17 tion, construction and equipping of the Project will be per-  
18 mitted to be included as part of the bond issue to finance said  
19 Project, and the Issuer will thereafter either sell or lease the  
20 same to the Applicant or loan the proceeds of such financing to  
21 the Applicant for the same purposes.

22  
23 COUNCILMAN

24 APPROVED AS TO FORM AND  
25 LEGALITY.

26   
27 John J. Wernet, Attorney for the  
28 Economic Development Commission  
29 Dated this 15<sup>th</sup> day of August, 1983

30  
31  
32

Read the first time in full and on motion by GiaQuinta, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee The Committee of the Whole (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 8-16-83, the 19 day of August, 1983, at 10:00 o'clock A.M. E.S.T.

DATE: 8-16-83

Sandra F. Kennedy  
CITY CLERK

Read the third time in full and on motion by Stier, seconded by Bradbury, and duly adopted, placed on its passage. PASSED (TOST) by the following vote:

|                    | <u>AYES</u> | <u>NAYS</u> | <u>ABSTAINED</u> | <u>ABSENT</u> | <u>TO-WIT:</u> |
|--------------------|-------------|-------------|------------------|---------------|----------------|
| <u>TOTAL VOTES</u> | <u>6</u>    | <u>2</u>    | <u>1</u>         |               |                |
| <u>BRADBURY</u>    | <u>✓</u>    |             |                  |               |                |
| <u>BURNS</u>       | <u>✓</u>    |             |                  |               |                |
| <u>EISBART</u>     | <u>✓</u>    |             |                  |               |                |
| <u>GiaQUINTA</u>   |             |             | <u>✓</u>         |               |                |
| <u>SCHMIDT</u>     |             | <u>✓</u>    |                  |               |                |
| <u>SCHOMBURG</u>   |             | <u>✓</u>    |                  |               |                |
| <u>SCRUGGS</u>     | <u>✓</u>    |             |                  |               |                |
| <u>STIER</u>       | <u>✓</u>    |             |                  |               |                |
| <u>TALARICO</u>    | <u>✓</u>    |             |                  |               |                |

DATE: 8-23-83

Sandra F. Kennedy  
- CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. Q-60-83 on the 23rd day of August, 1983.

ATTEST:

(SEAL)

Sandra F. Kennedy

CITY CLERK

Say-A-E-Bart  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of August, 1983, at the hour of 11:30 o'clock A.M. E.S.T.

Sandra F. Kennedy  
CITY CLERK

Approved and signed by me this 26th day of August, 1983, at the hour of 3:00 o'clock P.M. E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

BILL NO. R-83-08-34

REPORT OF THE COMMITTEE ON

*WHOLE*  
WHOLE  
FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN  
XXXXXXX A RESOLUTION FINDING, DETERMINING AND RATIFYING AN  
ORDINANCE INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION  
AUTHORIZING THE ISSUANCE AND SALE OF \$1,000,000.00 ECONOMIC REVENUE  
BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING  
THE APPLICANT, KEKIONGA DEVELOPMENT CORPORATION TO PROCEED WITH THE  
ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

MARK E. GIAQUINTA, CHAIRMAN

ABSTAIN:

JAMES S. STIER, VICE CHAIRMAN

Janet G. Bradbury

JANET G. BRADBURY

Samuel J. Talarico

SAMUEL J. TALARICO

DONALD J. SCHMIDT

Be-A-C-h  
Octave Scrapp

*Concurred 8-23  
D. Kennedy*

*muk*

## 101 ST STREET

TITLE OF ORDINANCE

Resolution

Q-83-08-34

DEPARTMENT REQUESTING ORDINANCE Economic Development Commission

SYNOPSIS OF ORDINANCE Acquisition of land and existing 64,000 sq. ft.

building at 1818 Research Drive, Fort Wayne, Indiana, for lease to

Micro Source, Inc., including costs of issuance, on application of

Kekionga Development Corporation.

EFFECT OF PASSAGE The acquisition of land and existing building for lease to Micro Source, Inc. creating approximately 200 jobs at an annual payroll of \$4,000,000.

EFFECT OF NON-PASSAGE

None of the above.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) None

ASSIGNED TO COMMITTEE (PRESIDENT)